

REMARKS

The Applicants do not believe that examination of the foregoing amendment will result in the introduction of new matter into the present application for invention. Therefore, the Applicants, respectfully, request that the above amendment be entered in and that the claims to the present application, kindly, be reconsidered.

The Office Action dated May 18, 2005 has been received and considered by the Applicants. Claims 1-16 are pending in the present application for invention. Claims 1-160 are rejected by the May 19, 2005 Office Action.

The Office Action objects to the disclosure for various typographical errors. The foregoing amendment to the specification has corrected these oversights.

The Office Action objects to the specification for not including specification headings. The Applicant, respectfully, points out that 37CFR 1.77(b) provides a suggestion for specification headings; however, there is no requirement that the specification contain headings. It is only required that the information appear in the order stated by 37 CFR 1.77(b). Accordingly, the Applicant, respectfully, declines to add the specification headings suggested by the Examiner.

The Office Action objects to Claim 1 stating that the term "authentication session" on line 8 should be "another authentication session". The foregoing amendment to the claims has corrected this oversight.

The Office Action objects to Claim 5 stating that the term "Bluetooth" renders Claim 5 indefinite. The foregoing amendment to the claims has corrected this oversight.

The Office Action rejects Claim 5 under the provisions of §112, second paragraph is indefinite in that it fails to point out what is covered by the scope of the claim language by usage of the term "Bluetooth". The foregoing amendment to the claims has corrected this oversight.

The Office Action rejects Claims 1, 3, 4, 9 and 11-15 under the provisions of 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,915,021 issued to Herlin (hereinafter referred to as Herlin). The Examiner's position is that Herlin discloses all the subject matter of the rejected claims. Therefore, in an effort to clearly distinguish the subject matter defined by the rejected claims from the teachings of Herlin, the claims

Serial No. 09/982,260

10

have been amended to define subject matter for the second key to be used in transferring audio or visual content. The Applicant, respectfully, submits that Herlin does not disclose or suggest using a second key used to transfer audio or visual content.

The Office Action rejects Claims 2 and 5-7 under the provisions of 35 U.S.C. §103(a) as being unapentable over Herlin in view of the Bluetooth Security Specification Version 1.0B (hereinafter referred to as the Bluetooth Specification). The rejection asserts that Herlin fails to teach key merging but that the Bluetooth Specification teaches merging keys in an XOR fashion to create a new link. The Applicant, respectfully, asserts that this rejection is moot in view of the above discussed amendment.

The Office Action rejects Claim 8 under the provisions of 35 U.S.C. §103(a) as being unapentable over Herlin in view of U.S. Patent No. 5,604,802 issued to Holloway (hereinafter referred to as Holloway). The Applicant, respectfully, asserts that this rejection is moot in view of the above discussed amendment.

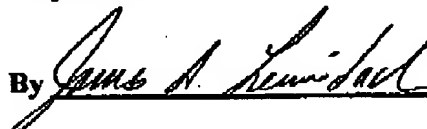
The Office Action rejects Claim 10 under the provisions of 35 U.S.C. §103(a) as being unapentable over Herlin in view of U.S. Patent No. 5,915,021 issued to Crane (hereinafter referred to as Crane). The Applicant, respectfully, asserts that this rejection is moot in view of the above discussed amendment.

The foregoing amendment to the claims has added new claims 17-20 that further define content transferred among the consumer devices. The subject matter defined by new claims 17-20 is described within the specification to the present invention on pages 6-8. The cited references do not disclose or suggest limitations to transferring content as defined in new claims 17-20. Therefore, new claims 17-20 are believed to be allowable.

Applicant is not aware of any additional patents, publications, or other information not previously submitted to the Patent and Trademark Office which would be required under 37 C.F.R. 1.99.

In view of the foregoing amendment and remarks, the Applicant believes that the present application is in condition for allowance, with such allowance being, respectfully, requested.

Respectfully submitted,

By 

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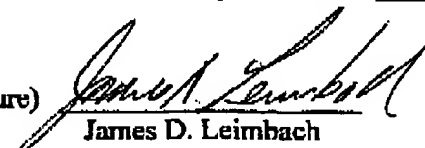
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Serial No. 09/982,260

12